

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

8 ROBB EVANS, Receiver for I Works, Inc.
9 et al.

10 Plaintiff(s),

11 vs,

12 KERRY JOHNSON, et al.

13 Defendant(s).

Case #2:12-cv-01053-MMD-VCF

14 **SECOND AMENDED
VERIFIED PETITION FOR
PERMISSION TO PRACTICE
IN THIS CASE ONLY BY
ATTORNEY NOT ADMITTED
TO THE BAR OF THIS COURT
AND DESIGNATION OF
LOCAL COUNSEL**

15 FILING FEE IS \$200.00

16 Kelly H. Macfarlane Petitioner, respectfully represents to the Court:
17 (name of petitioner)

18 1. That Petitioner is an attorney at law and a member of the law firm of

19 Christensen & Jensen, PC

(firm name)

20 with offices at 15 W South Temple, Suite 800
21 (street address)

22 Salt Lake City

Utah

84101-1572

23 (city) (state) (zip code)

24 801-323-5000

kelly.macfarlane@chrisjen.com

25 (area code + telephone number)

(Email address)

26 2. That Petitioner has been retained personally or as a member of the law firm by

Defendants

to provide legal representation in connection with

[client(s)]

27 the above-entitled case now pending before this Court.

1 3. That since May 3, 1988 (date), Petitioner has been and presently is a
2 member in good standing of the bar of the highest Court of the State of Utah (state)
3 where Petitioner regularly practices law. Petitioner shall attach a certificate from the state bar or
4 from the clerk of the supreme court or highest admitting court of each state, territory, or insular
5 possession of the United States in which the applicant has been admitted to practice law certifying
6 the applicant's membership therein is in good standing.

7 4. That Petitioner was admitted to practice before the following United States District
8 Courts, United States Circuit Courts of Appeal, the Supreme Court of the United States and Courts
9 of other States on the dates indicated for each, and that Petitioner is presently a member in good
10 standing of the bars of said Courts.

11	Court	Date Admitted	Bar Number
12	US District Court, District of Utah	5/4/1988	5213
13			
14			
15			
16			
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18			

15 5. That there are or have been no disciplinary proceedings instituted against petitioner,
16 nor any suspension of any license, certificate or privilege to appear before any judicial, regulatory
17 or administrative body, or any resignation or termination in order to avoid disciplinary or
18 disbarment proceedings, except as described in detail below:

1 6. That Petitioner has never been denied admission to the State Bar of Nevada. (Give
2 particulars if ever denied admission):

6 7. That Petitioner is a member of good standing in the following Bar Associations:

9
10 8. Petitioner has filed application(s) to appear as counsel under Local Rule IA 10-2
11 during the past three (3) years in the following matters:

12	Date of Application	Cause	Title of Court Administrative Body or Arbitrator	Was Application Granted or Denied
13				
14	February 8, 2013	2:10-cv-2203	US District Ct., Dist of Nevada	Granted
15				
16				
17				
18				

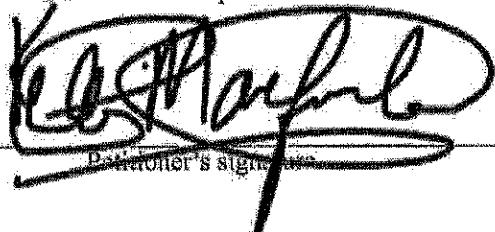
19 (If necessary, please attach a statement of additional applications)

20 9. Petitioner consents to the jurisdiction of the courts and disciplinary boards of the
21 State of Nevada with respect to the law of this state governing the conduct of attorneys to the same
22 extent as a member of the State Bar of Nevada.

23 10. Petitioner agrees to comply with the standards of professional conduct required of
24 the members of the bar of this court.

25 11. Petitioner has disclosed in writing to the client that the applicant is not admitted to
26 practice in this jurisdiction and that the client has consented to such representation.

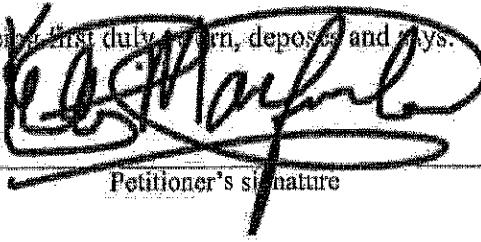
1 That Petitioner respectfully prays that Petitioner be admitted to practice before this Court
2 FOR THE PURPOSES OF THIS CASE ONLY.



Petitioner's signature

3
4 STATE OF Utah }
5 COUNTY OF Salt Lake }

6
7 Kelly H. Macfarlane, Petitioner, being first duly sworn, deposes and says:
8 That the foregoing statements are true.

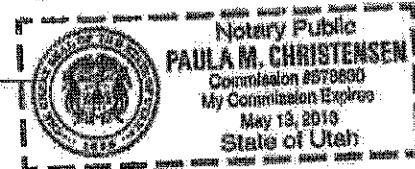


Petitioner's signature

9
10 Subscribed and sworn to before me this

11 4th day of March, 2013.

12 Paula M. Christensen
13 Notary Public or Clerk of Court



14
15
16 DESIGNATION OF RESIDENT ATTORNEY ADMITTED TO
17 THE BAR OF THIS COURT AND CONSENT THERETO.

18 Pursuant to the requirements of the Local Rules of Practice for this Court, the Petitioner
19 believes it to be in the best interests of the client(s) to designate Gregory Miles,
20 (name of local counsel)
21 Attorney at Law, member of the State of Nevada and previously admitted to practice before the
22 above-entitled Court as associate resident counsel in this action. The address and email address of
23 said designated Nevada counsel is:

24
25 1522 W Warm Springs Road,
(street address)

26 Henderson, Nevada, 89014,
(city) (state) (zip code)

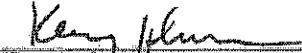
27 702-471-6777, gmiles@royalmileslaw.com,
(area code + telephone number) (Email address)

1 By this designation the petitioner and undersigned party(ies) agree that this designation constitutes
2 agreement and authorization for the designated resident admitted counsel to sign stipulations
3 binding on all of us.

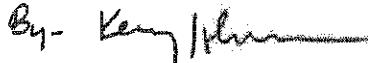
5 **APPOINTMENT OF DESIGNATED RESIDENT NEVADA COUNSEL**

7 The undersigned party(ies) appoint(s) Gregory Miles as
8 (name of local counsel)
his/her/their Designated Resident Nevada Counsel in this case.

9 
10 (Party signature)

11 
12 (Party signature)

13 
14 (Party signature)

15 
16

17 **CONSENT OF DESIGNEE**

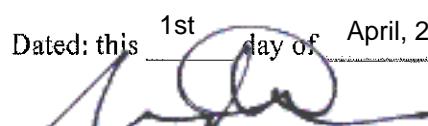
18 The undersigned hereby consents to serve as associate resident Nevada counsel in this case.

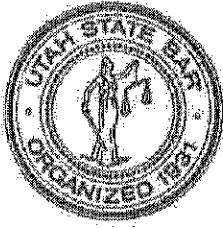
19 
20 Designated Resident Nevada Counsel's signature

21 4336 gmiles@royalmileslaw.com
22 Bar number Email address

23 **APPROVED:**

24 Dated: this 1st day of April, 2013

25 
26 UNITED STATES DISTRICT JUDGE



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Executive Director

Board of Commissioners

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McDonough
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Public Member
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Hon. Evelyn J. Furse
United States District Court
Salt Lake City

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McCullough
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Ray Quinney & Nebeker
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Angelina Tsu
Zions Management Services
Corporation
Salt Lake City

Utah State Bar.

645 South 200 East, Suite 310 • Salt Lake City, Utah 84111-3834
Telephone: 801-531-9077 • Fax: 801-531-0660
<http://www.utahbar.org>

February 11, 2013

To Whom It May Concern:

Re: CERTIFICATE OF GOOD STANDING for KELLY H. MACFARLANE

This is to certify that **KELLY H. MACFARLANE**, Utah State Bar No. 5213, was admitted to practice law in Utah on **May 3, 1988**, and is an **ACTIVE** member of the Utah State Bar in good standing. "Good standing" is defined as a lawyer who is current in the payment of all Bar licensing fees, has met mandatory continuing legal education requirements, if applicable, and is not disbarred, presently on probation, suspended, or has not resigned with discipline pending, from the practice of law in this state.

No public disciplinary action involving professional misconduct has been taken against the license of **KELLY H. MACFARLANE** to practice law.

Katherine A. Fox
General Counsel
Utah State Bar

